

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PUREWICK CORPORATION,)	
)	
Plaintiff/Counterclaim Defendant,)	
)	
v.)	C.A. No. 19-1508-MN
)	
SAGE PRODUCTS, LLC,)	
)	
Defendant/Counterclaim Plaintiff.)	

**PLAINTIFF’S MOTION TO EXCLUDE OPINIONS BY SAGE’S EXPERT THAT ARE
INCONSISTENT WITH THE COURT’S CLAIM CONSTRUCTION AND FOR
SUMMARY JUDGMENT OF INFRINGEMENT OF ’376 PATENT CLAIMS 1 AND 9**

Pursuant to Fed. R. Evid. 702, Plaintiff PureWick Corporation (“PureWick” or “Plaintiff”) hereby moves to exclude Sage’s expert Donald Sheldon from offering untimely and improper claim construction opinions, and pursuant to Fed. R. Civ. P. 56 PureWick hereby moves for summary judgment of infringement of ‘376 patent claims 1 and 9. The grounds for PureWick’s Motions are fully set forth in Plaintiff’s Opening Brief.

NOW, THEREFORE, Plaintiff PureWick Corporation respectfully requests the Court to enter the proposed order attached as Exhibit A granting this motion.

OF COUNSEL:

Steven C. Cherny
Brian P Biddinger
Matthew A. Traupman
Nicola R. Felice
Jason C. Williams
QUINN EMANUEL URQUHART
& SULLIVAN, LLP
51 Madison Ave., 22nd Floor
New York, NY 10010
(212) 849-7000

Athena Dalton
QUINN EMANUEL URQUHART
& SULLIVAN, LLP
191 N. Wacker Drive, Suite 2700
Chicago, IL 60606
(312) 705-7400

Dated: September 20, 2021

/s/ John W. Shaw

John W. Shaw (No. 3362)
Andrew E. Russell (No. 5382)
David M. Fry (No. 5486)
SHAW KELLER LLP
I.M. Pei Building
1105 North Market Street, 12th Floor
Wilmington, DE 19801
(302) 298-0700
jshaw@shawkeller.com
arussell@shawkeller.com
dfry@shawkeller.com
Attorneys for Plaintiff